

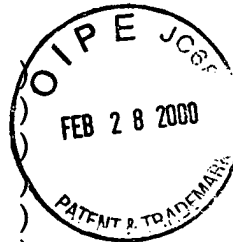
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re U.S. Patent No.: 5,693,326

Inventors: LEES et al.

Issue Date: December 2, 1997

For: PRODUCING IMMUNOGENIC  
CONSTRUCTS USING SOLUBLE  
CARBOHYDRATES ACTIVATED VIA  
ORGANIC CYANYLATING AGENTS



**APPROVED**

SEP 26 2000  
FOR THE DIRECTOR OF USPTO

Certificate of Correction Branch

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**REQUEST FOR CERTIFICATE OF CORRECTION**

Pursuant to 35 U.S.C. § 254 and 37 C.F.R. § 1.322, this is a request for the issuance of a Certificate of Correction in the above-identified patent. Two (2) copies of PTO Form 1050 are appended.

The mistakes identified in the appended Form occurred through the fault of the Office, as clearly disclosed by the records of the application which matured into this patent.

Specifically, with respect to the disclaimed term, the PTO erred in reciting a date certain, rather than the expiration date of U.S. Patent No. 5,651,971. As can be seen from the terminal disclaimer filed on April 11, 1997, Applicants disclaimed "the terminal part of any patent granted on U.S. Application No. 08/456,694 which would extend beyond the expiration date of any patent granted on U.S. Patent Application No. 08/408,717 . . . ." A statement such as this should have appeared on the face of the file, rather than the current statement which is keyed to a specific date.

RECEIVED  
MAR 27 2000  
CERTIFICATES OF CORRECTION

LAW OFFICES

FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N. W.  
WASHINGTON, D. C. 20005  
202-408-4000

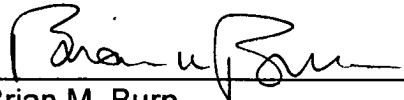
**U.S. Patent No. 5,693,326**  
**Attorney Docket No. 4995.0005-02**

In addition, the PTO incorrectly calculated the expiration date of U.S. Patent No. 5,651,971. Because it issued from an application filed before June 8, 1995, it is entitled to a term that is the longer of 20 years from first filing or 17 years from the date of issue. The PTO's error arose from the use of the actual filing date of the patent, which is March 22, 1995, rather than the earliest effective filing date, which is September 22, 1993, in the calculation. The PTO then calculated the expiration date of March 22, 2012, by adding 17 years to the actual filing date of March 22, 1995. This, too, was incorrect. The longer term would have been 17 years from the date of issue, so that is the term the PTO should have used. According to the provisions of 35 U.S.C. § 154(c)(1), U.S. Patent No. 5,651,971 expires on July 29, 2014.

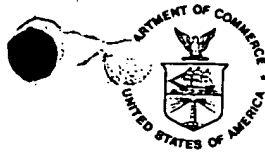
Issuance of the Certificate of Correction containing the corrections is earnestly requested.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:   
Brian M. Burn  
Reg. No. 44,455

Dated: February 28, 2000



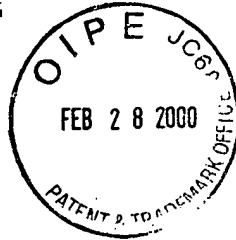
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

JB-F-WFR

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/456,694	06/01/95	LEES	A 4995,0003-02

HM21/0720  
FINNEGAN HENDERSON FARABOW GARRETT  
AND DUNNER  
1300 I STREET NW  
WASHINGTON DC 20005-3315



EXAMINER	
ACHUTANURTHY, P	
ART UNIT	PAPER NUMBER
1648	

DATE MAILED: 07/20/98

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

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JUL 21 1998

FINNEGAN, HENDERSON, FARABOW,  
GARRETT AND DUNNER, LLP

DEK  
7-21-98  
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Patent and Trademark Office  
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Washington, D.C. 20231

Paper No. 18

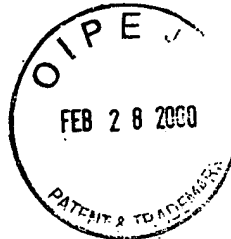
*In re* Patent No.5,693,326

Issue Date: 12/02/97

Appl. No.: 08/456,694

Filed: 06/01/95

For: Producing Immunogenic Constructs using Soluble  
Carbohydrates Activated via Organic Cyanylating Reagents :



**DECISION ON PETITION  
UNDER 37 CFR 1.324**

This is a decision on the petition filed June 5, 1998 to correct inventorship under 37 CFR 1.324.

The petition is granted.

The patented file is being forwarded to Certificate of Corrections Branch for issuance of a certificate naming only the actual inventor or inventors.

Donald E. Adams, J.D., Ph.D.  
Supervisory Patent Examiner  
Art Unit 1648  
Technology Center 1600

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.  
1300 I Street, N.W.  
Washington, DC 20005

**UNITED STATES PATENT AND TRADEMARK OFFICE**


**CERTIFICATE**

**Patent Number 5,693,126**  
**Patented December 2, 1997**

**On petition requesting issuance of a certificate of correction of inventorship pursuant to 35 U.S.C. 256, it has been found that the above identified patent, through error and without deceptive intent, improperly sets forth the inventorship. Accordingly, it is hereby certified that the correct inventorship of this patent is:**

**Andrew Lees, Silver Spring, MD; Clifford M. Snapper, Potomac, MD; James J. Mond, Silver Spring MD.**

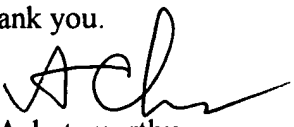
**Ponnathapura Achutamurthy, SPE**  
**Art Unit 1652**

  
**PONNATHAPU ACHUTAMURTHY**  
**SUPERVISORY PATENT EXAMINER**  
**TECHNOLOGY CENTER 1600**

To: **Certificate of Corrections Branch**

Please find attached the Certificate as suggested by you. I am sending the file back to you for processing and mailing the Certificate to the Assignee/Patentee.

Thank you.

  
P. Achutamurthy  
SPE: Art Unit 1652

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**Certificate**

Patent No. 5,693,326

Patented: December 2, 1997

On petition requesting issuance of a certificate for correction of inventorship pursuant to 35 U.S.C. 256, it has been found that the above identified patent, through error and without any deceptive intent, improperly sets forth the inventorship.

Accordingly, it is hereby certified that the correct inventorship of this patent is: Andrew Lees, Silver Spring, MD; Clifford M. Snapper, Potomac, MD; and James J. Mond, Silver Spring, MD.

Signed and Sealed this Fifth Day of September, 2000.

PONNATHAPURA ACHUTAMURTHY, *SPE*  
Art Unit 1652

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**CERTIFICATE**

Patent No. 5,693,326

Patented: December 2, 1997

On petition requesting issuance of a certificate for correction of inventorship pursuant to 35 U.S.C. 256, it has been found that the above identified patent, through error and without any deceptive intent, improperly sets forth the inventorship. Accordingly, it is hereby certified that the correct inventorship of this patent is:

**Andrew Lees, Silver Spring, MD; Clifford M. Snapper, Potomac, MD;  
James J. Mond, Silver Spring, MD.**

**Signed and Sealed this Fifth Day of September, 2000.**

Ponnathapura Achutamurthy, SPE  
Art Unit 1652



**UNITED STATES PATENT AND TRADEMARK OFFICE**

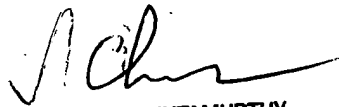
**CERTIFICATE**

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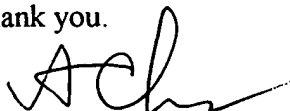
**Ponnathapura Achutamurthy, SPE  
Art Unit 1652**

  
**PONNATHAPU ACHUTAMURTHY  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1600**

**To: Certificate of Corrections Branch**

Please find attached the Certificate as suggested by you. I am sending the file back to you for processing and mailing the Certificate to the Assignee/Patentee.

Thank you.

A handwritten signature in black ink, appearing to read 'P. Achutamurthy', with a stylized flourish at the end.

P. Achutamurthy  
SPE: Art Unit 1652

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO.: 5,693,326

DATED: December 2, 1997

INVENTOR(S): Lees et al.

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

CLAIM 13, Col. 30, L. 61 change "by;" to --by:--.

Face of the patent, change "The portion of the term of this patent subsequent to Mar. 22, 2012, has been disclaimed" to --The portion of the term of this patent subsequent to the expiration date of U.S. Patent No. 5,651,971 has been disclaimed--.

Mailing Address of Sender:

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1300 I Street, N.W.  
Washington, DC 20005-3315

PATENT NO. 5,693,326

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